

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5666

56th Legislature
1999 Regular Session

Passed by the Senate April 22, 1999
YEAS 43 NAYS 0

President of the Senate

Passed by the House April 8, 1999
YEAS 95 NAYS 0

**Speaker of the
House of Representatives**

**Speaker of the
House of Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5666** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5666

AS AMENDED BY THE HOUSE

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By Senate Committee on Transportation (originally sponsored by Senators Rasmussen, Long, Goings, Johnson and Haugen)

Read first time 02/19/1999.

1 AN ACT Relating to acquisition of vehicles and parts by vehicle
2 wreckers; and amending RCW 46.80.010, 46.80.080, and 46.80.090.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 46.80.010 and 1995 c 256 s 4 are each amended to read
5 as follows:

6 The definitions set forth in this section apply throughout this
7 chapter.

8 (1) "Vehicle wrecker" means every person, firm, partnership,
9 association, or corporation engaged in the business of buying, selling,
10 or dealing in vehicles of a type required to be licensed under the laws
11 of this state, for the purpose of wrecking, dismantling, disassembling,
12 or substantially changing the form of a vehicle, or who buys or sells
13 integral second-hand parts of component material thereof, in whole or
14 in part, or who deals in second-hand vehicle parts.

15 (2) "Core" means a major component part received by a vehicle
16 wrecker in exchange for a like part sold by the wrecker, is not resold
17 as a major component part except for scrap metal value or for
18 remanufacture, and the wrecker maintains records for three years from

1 the date of acquisition to identify the name of the person from whom
2 the core was received.

3 (3) "Established place of business" means a building or enclosure
4 which the vehicle wrecker occupies either continuously or at regular
5 periods and where his books and records are kept and business is
6 transacted and which must conform with zoning regulations.

7 (~~(3)~~) (4) "Interim owner" means the owner of a vehicle who has
8 the original certificate of ownership for the vehicle, which
9 certificate has been released by the person named on the certificate
10 and assigned to the person offering to sell the vehicle to the wrecker.

11 (5) "Major component part" includes at least each of the following
12 vehicle parts: (a) Engines and short blocks; (b) frame; (c)
13 transmission and/or transfer case; (d) cab; (e) door; (f) front or rear
14 differential; (g) front or rear clip; (h) quarter panel; (i) truck bed
15 or box; (j) seat; (k) hood; (l) bumper; (m) fender; and (n) airbag.
16 The director may supplement this list by rule.

17 (~~(4)~~) (6) "Wrecked vehicle" means a vehicle which is disassembled
18 or dismantled or a vehicle which is acquired with the intent to
19 dismantle or disassemble and never again to operate as a vehicle, or a
20 vehicle which has sustained such damage that its cost to repair exceeds
21 the fair market value of a like vehicle which has not sustained such
22 damage, or a damaged vehicle whose salvage value plus cost to repair
23 equals or exceeds its fair market value, if repaired, or a vehicle
24 which has sustained such damage or deterioration that it may not
25 lawfully operate upon the highways of this state for which the salvage
26 value plus cost to repair exceeds its fair market value, if repaired;
27 further, it is presumed that a vehicle is a wreck if it has sustained
28 such damage or deterioration that it may not lawfully operate upon the
29 highways of this state.

30 **Sec. 2.** RCW 46.80.080 and 1995 c 256 s 10 are each amended to read
31 as follows:

32 (1) Every vehicle wrecker shall maintain books or files in which
33 the wrecker shall keep a record and a description of:

34 (a) Every vehicle wrecked, dismantled, disassembled, or
35 substantially altered by the wrecker; and

36 (b) Every major component part acquired by the wrecker; together
37 with a bill of sale signed by a seller whose identity has been verified
38 and the name and address of the person, firm, or corporation from whom

1 the wrecker purchased the vehicle or part. Major component parts other
2 than cores shall be further identified by the vehicle identification
3 number of the vehicle from which the part came.

4 (2) The record shall also contain the following data regarding the
5 wrecked or acquired vehicle or vehicle that is the source of a major
6 component part other than a core:

7 (a) The certificate of title number (if previously titled in this
8 or any other state);

9 (b) Name of state where last registered;

10 (c) Number of the last license number plate issued;

11 (d) Name of vehicle;

12 (e) Motor or identification number and serial number of the
13 vehicle;

14 (f) Date purchased;

15 (g) Disposition of the motor and chassis;

16 (h) Yard number assigned by the licensee to the vehicle or major
17 component part, which shall also appear on the identified vehicle or
18 part; and

19 (i) Such other information as the department may require.

20 (3) The records shall also contain a bill of sale signed by the
21 seller for other minor component parts acquired by the licensee,
22 identifying the seller by name, address, and date of sale.

23 (4) The records shall be maintained by the licensee at his or her
24 established place of business for a period of three years from the date
25 of acquisition.

26 (5) The record is subject to inspection at all times during regular
27 business hours by members of the police department, sheriff's office,
28 members of the Washington state patrol, or officers or employees of the
29 department.

30 (6) A vehicle wrecker shall also maintain a similar record of all
31 disabled vehicles that have been towed or transported to the (~~motor~~)
32 vehicle wrecker's place of business or to other places designated by
33 the owner of the vehicle or his or her representative. This record
34 shall specify the name and description of the vehicle, name of owner,
35 number of license plate, condition of the vehicle and place to which it
36 was towed or transported.

37 (7) Failure to comply with this section is a gross misdemeanor.

1 **Sec. 3.** RCW 46.80.090 and 1995 c 256 s 11 are each amended to read
2 as follows:

3 Within thirty days after acquiring a vehicle, the vehicle wrecker
4 shall furnish a written report to the department. This report shall be
5 in such form as the department shall prescribe and shall be accompanied
6 by evidence of ownership as determined by the department. No vehicle
7 wrecker may acquire a vehicle, including a vehicle from an interim
8 owner, without first obtaining evidence of ownership as determined by
9 the department. For a vehicle from an interim owner, the evidence of
10 ownership may not require that a title be issued in the name of the
11 interim owner as required by RCW 46.12.101. The vehicle wrecker shall
12 furnish a monthly report of all acquired vehicles. This report shall
13 be made on forms prescribed by the department and contain such
14 information as the department may require. This statement shall be
15 signed by the vehicle wrecker or an authorized representative and the
16 facts therein sworn to before a notary public, or before an officer or
17 employee of the department designated by the director to administer
18 oaths or acknowledge signatures, pursuant to RCW 46.01.180.

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